

**FARRIS MATHEWS BRANAN  
BOBANGO & HELLEN PLC**

ATTORNEYS AT LAW

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**CHARLES B. WELCH, JR.**

(615) 726-1200 telephone  
(615) 726-1776 facsimile

November 20, 2000

CBW@farris-law.com

Mr. K. David Waddell  
Executive Secretary  
Tennessee Regulatory Authority  
460 James Robertson Parkway  
Nashville, TN 37243-0505

**VIA HAND DELIVERY**

Re: **APPLICATION OF MEMPHIS NETWORKX, LLC FOR A CERTIFICATE OF PUBLIC CONVENIENCE AND NECESSITY TO PROVIDE INTRASTATE TELECOMMUNICATION SERVICES AND JOINT PETITION OF MEMPHIS LIGHT GAS & WATER DIVISION, A DIVISION OF THE CITY OF MEMPHIS, TENNESSEE ("MLGW") AND A&L NETWORKS-TENNESSEE, LLC ("A&L") FOR APPROVAL OF AGREEMENT BETWEEN MLGW AND A&L REGARDING JOINT OWNERSHIP OF MEMPHIS NETWORKX, LLC.**  
DOCKET NO. 99-00909

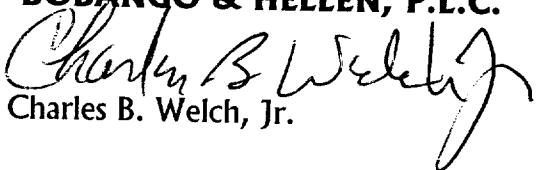
Dear Mr. Waddell:

Please accept for filing an original and thirteen (13) copies of Time Warner Telecom of the Mid-South, L.P.'s, Time Warner Communications of the Mid-South's, and the Tennessee Cable Telecommunications Association's Response to the Applicant's and Joint Petitioners' Notice of Additional Evidence and Motion for Suspension of Deadline for Filing Briefs and Findings of Fact and Conclusions of Law.

If you have any questions or concerns with regard to this filing, please do not hesitate to contact me.

Very truly yours,

**FARRIS, MATHEWS, BRANAN  
BOBANGO & HELLEN, P.L.C.**

  
Charles B. Welch, Jr.

cc: Dean Deyo  
Carolyn Marek  
Stacey Burks

FILED  
11-20-00

MEMPHIS DOWNTOWN: One Commerce Square, Suite 2000, Memphis, Tennessee 38103, (901) 259-7100 telephone, (901) 259-7150 facsimile

MEMPHIS EAST: 530 Oak Court Drive, Suite 345, Memphis, Tennessee 38117, (901) 762-0530 telephone, (901) 683-2553 facsimile

**BEFORE THE TENNESSEE REGULATORY AUTHORITY  
NASHVILLE, TENNESSEE**

100 NOV 20 PM 1 48

EXECUTIVE SECRETARY

**IN RE:**

**APPLICATION OF MEMPHIS NETWORKX, LLC  
FOR A CERTIFICATE OF PUBLIC CONVENIENCE  
AND NECESSITY TO PROVIDE INTRASTATE  
TELECOMMUNICATION SERVICES AND JOINT  
PETITION OF MEMPHIS LIGHT GAS & WATER  
DIVISION, A DIVISION OF THE CITY OF  
MEMPHIS, TENNESSEE ("MLGW") AND A&L  
NETWORKS-TENNESSEE, LLC ("A&L") FOR  
APPROVAL OF AGREEMENT BETWEEN MLGW  
AND A&L REGARDING JOINT OWNERSHIP OF  
MEMPHIS NETWORKX, LLC.**

**DOCKET NO. 99-00909**

**RESPONSE TO NOTICE OF ADDITIONAL EVIDENCE AND MOTION  
FOR SUSPENSION OF DEADLINE FOR FILING BRIEFS AND FINDINGS  
OF FACT AND CONCLUSIONS OF LAW**

Time Warner Telecom of the Mid-South, L.P., Time Warner Communications of the Mid-South, and the Tennessee Cable Telecommunications Association ("Intervenors") file this response to the Applicant and Joint Petitioners' Notice of Additional Evidence and Motion for Suspension of Deadline for Filing Briefs and Findings of Fact and Conclusions of Law (the "Motion"), and for cause would state as follows:

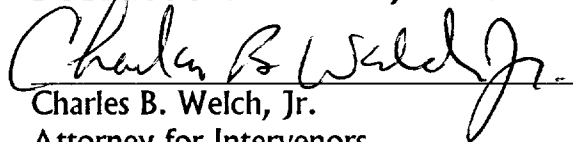
1. On Friday, November 17, 2000, at approximately 4:30 p.m., counsel for the Intervenors received verbal notice that the Applicant and Joint Petitioners were requesting an extension of the November 20<sup>th</sup>, 2000 filing deadline due to a change in the membership interest in Memphis Networkx, LLC. Approximately one hour later, these Intervenors received a faxed

copy of the Motion, and shortly thereafter, notice from the Executive Secretary of the Tennessee Regulatory Authority that the Motion to Suspend had been granted.

2. Prior to this time, Intervenorors were provided no notice about any significant, material change to the Application, and have not been given an opportunity to review any new evidence or documents that may relate to this change.
3. Pending reasonable opportunity to review any evidence or documents that may relate to the proposed amendment to the Application, Intervenorors reserve any all rights to object to said amendment, to conduct additional discovery, and to request further hearings.

Respectfully submitted,

**FARRIS, MATHEWS, BRANAN  
BOBANGO & HELLEN, P.L.C.**



Charles B. Welch, Jr.  
Attorney for Intervenorors  
618 Church Street, Ste. 300  
Nashville, Tennessee 37219  
(615) 726-1200

## CERTIFICATE OF SERVICE

I, Charles B. Welch, Jr., hereby certify that I have served a copy of the foregoing document on the parties listed below, by either depositing copy of same in the U.S. Mail, postage prepaid or by hand delivery, as designated below, this the 20th day of November 2000.

D. Billye Sanders, Esquire  
Waller Lansden et al.  
511 Union Street, Suite 2100  
P.O. Box 198966  
Nashville, TN 37219-8966

-Served via ~~hand delivery~~

*fax*

Henry Walker, Esquire  
Boult, Cummings, et al.  
414 Union Avenue, Suite 1600  
P.O. Box 198602  
Nashville, TN 37219-8602

-Served via U.S. Mail

Guy M. Hicks, Esquire  
BellSouth Telecommunications, Inc.  
Suite 2101  
333 Commerce Street  
Nashville, TN 37201

-Served via U.S. Mail

John Knox Walkup, Esquire  
Wyatt, Tarrant & Combs  
2525 West End Avenue, Suite 1500  
Nashville, TN 37203

-Served via ~~hand delivery~~

*fax*

R. Dale Grimes, Esquire  
Bass, Berry & Sims, P.L.C.  
2700 First American Center  
Nashville, TN 37238

-Served via U.S. Mail

Lee J. Bloomfield, Esquire  
Allen, Godwin, Morris,  
Laurenzi & Bloomfield, P.C.  
200 Jefferson Avenue, Suite 1400  
Memphis, TN 38103

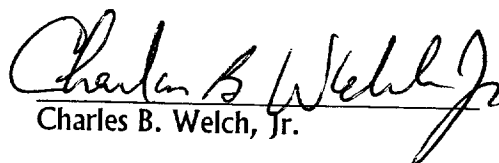
-Served via ~~hand delivery~~

*fax*

Vance L. Broemel, Esquire  
Assistant Attorney General  
Consumer Advocate Division  
Cordell Hull Building, 2nd Floor  
425, 5th Avenue North  
Nashville, TN 37243-0500

-Served via ~~hand delivery~~

*fax*

  
Charles B. Welch, Jr.